

APPLICATION FOR PERMIT  
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office..... AUG 1 1978  
Returned to applicant for correction..... SEP 28 1978  
Corrected application filed..... NOV 28 1978  
Map filed..... NOV 28 1978

The applicant Richard L. Herman, Clifford Herman, and Nancy Metcalfe  
1240 Main Street, of Fortuna,  
Street and No. or P.O. Box No. City or Town  
California 95540, hereby make application for permission to appropriate the public  
State and Zip Code No.  
waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is Main Head Spring  
Name of stream, lake or other source.
2. The amount of water applied for is 2.5 cfs second-feet  
One second-foot equals 448.83 gals. per min.  
(a) If stored in reservoir give number of acre-feet                      acre-feet
3. The water to be used for Milling and Domestic Purposes  
Irrigation, power, mining, manufacturing, domestic, or other use.
4. If use is for:
  - (a) Irrigation (state number of acres to be irrigated).....
  - (b) Stockwater (state number and kinds of animals to be watered).....
  - (c) Other use (describe fully under "No. 12. Remarks").....
  - (d) Power:
    - (1) Horsepower developed.....
    - (2) Point of return of water to stream.....
5. The water is to be diverted from its source at the following point: in the SW $\frac{1}{4}$ NW $\frac{1}{4}$  of section  
36, T24N, R62E, MDB&M, whence the southeast corner of said section  
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,  
36 bears S 56° 38' 26" E, 5,619.86 feet distant.  
it should be stated.
6. Place of use portions of the E $\frac{1}{2}$ SE $\frac{1}{4}$  of section 36, T24N, R62E, MDB&M.  
Describe by legal subdivision, if on unsurveyed land it should be so stated.
7. Use will begin about 1st of January and end about 31st of December of each year.  
Day and Month Day and Month
8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) the water will be diverted from the  
spring through a 4" diameter pipeline to the mill.  
State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

9. Estimated cost of works.....\$5,000.00.....
10. Estimated time required to construct works.....3 years.....
11. Estimated time required to complete the application to beneficial use.....5 years.....
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

.....The water will be used to aid the milling operation in the  
 .....above place of use for a total annual use of 235.9 million  
 .....gallons per year.....

Applicant.....Richard L. Herman, Clifford  
 Herman, Nancy Metcalfe

By.....s/ Richard Forman  
 Richard W. Forman, agent  
 P.O. Box 150  
 Ely, Nevada 89301

Compared.....1p/ga.....js/bc.....

.....APPROVAL.....OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. It is understood that the 2.5 c.f.s., herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to a beneficial use. A suitable measuring device must be installed and accurate measurements of the water placed to a beneficial use must be included in the proof of such use when filed. The State retains the right to regulate the use of the water herein granted at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed.....2.5.....cubic feet per second, but not to exceed 70.76 million gallons annually.

Actual construction work shall begin on or before.....

Proof of commencement of work shall be filed before.....

Work must be prosecuted with reasonable diligence and be completed on or before.....June 18, 1987

Proof of completion of work shall be filed before.....July 18, 1987

Application of water to beneficial use shall be made on or before.....June 18, 1990

Proof of the application of water to beneficial use shall be filed on or before.....July 18, 1990

Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed.....  
 Completion of work filed.....JUL 29 1987  
 Proof of beneficial use filed.....AUG 04 1995  
 Cultural map filed.....  
 Certificate No. 14678 Issued.....AUG 19 1997  
 Recorded.....Bk.....Page.....  
 County Recorder

IN TESTIMONY WHEREOF, I.....PETER G. MORROS  
 State Engineer of Nevada, have hereunto set my hand and the seal of  
 my office, this.....18th.....day of.....June.....

A.D. 19 85  
 State Engineer